

ROBERT HAWKINS #131159
CHAPTER 7 TRUSTEE
1849 NORTH HELM, SUITE 110
FRESNO, CALIFORNIA 93727
(559) 255-0555

Chapter 7 Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA**

In the Matter of

Case No. 09-62170-B-7F

ISABELO M. MILLARIS and
EMILIA MILLARIS,

DC No. RHT-1

**TRUSTEE'S MOTION FOR
AUTHORIZATION TO SELL
PERSONAL PROPERTY**
11 U.S.C. §363

Debtors.

Date: August 25, 2010
Time: 10:00 a.m.
Dept: B

TO THE HONORABLE W. RICHARD LEE, UNITED STATES BANKRUPTCY

JUDGE:

Robert Hawkins respectfully represents:

1. He is the duly appointed, qualified, and acting trustee of the above-entitled estate.
2. The above-captioned case was filed under Chapter 7 on or about December 14, 2009, and Robert Hawkins was appointed Chapter 7 Trustee.
3. This Court has jurisdiction over this proceeding by virtue of 28 U.S.C. §1334(a). This is a "core" proceeding pursuant to 28 U.S.C. §157(b)(2)(A). This motion is brought pursuant to 11 U.S.C. §363.
4. Among the assets of this estate is a 1999 Chevrolet 1500 Truck with an approximate fair market value of \$3,300.00.

5. The Trustee has received an offer from the debtors, Isabelo M. Millaris and Emilia Millaris, to purchase the above-described asset for the total sum of \$2,500.00. The funds have been received by the estate.

6. In deciding to accept the debtors' proposed offer, the Trustee took into consideration the fair market value of the vehicle and the costs associated with taking possession of, storing, and selling the vehicle at auction. The Trustee does not believe that the estate would net a higher amount from an auction sale of the vehicle.

7. The Trustee believes that sale of the above-described property on the terms set forth above is in the best interest of the creditors of this estate and all parties in interest.

WHEREFORE, the Trustee prays that after appropriate notice and opportunity to be heard, he be authorized to sell the above-described asset to the debtors, Isabelo M. Millaris and Emilia Millaris, for the total sum of \$2,500.00.

DATED: JULY 21, 2010

/S/

 ROBERT HAWKINS,
 Chapter 7 Trustee